

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

APPLE INC.,

Plaintiff,

v.

MASIMO CORPORATION and
SOUND UNITED, LLC,

Defendants.

MASIMO CORPORATION and
CERCACOR LABORATORIES, INC.,

Counter-Claimants,

v.

APPLE INC.,

Counter-Defendant.

APPLE INC.,

Plaintiff,

v.

MASIMO CORPORATION and
CERCACOR LABORATORIES, INC.,

Defendants.

MASIMO CORPORATION and
CERCACOR LABORATORIES, INC.,

Counter-Claimants,

v.

APPLE INC.,

Counter-Defendant.

C.A. No. 22-1377-MN-JLH

JURY TRIAL DEMANDED

C.A. No. 22-1378-MN-JLH

JURY TRIAL DEMANDED

[PROPOSED] ORDER

At Wilmington, this ____ day of _____, 2023, having considered Plaintiff and Counterclaim-Defendant Apple Inc.'s Renewed Motion to Dismiss Masimo Corporation's Counterclaims and to Strike Certain of its Affirmative Defenses and the papers submitted in connection therewith;

IT IS HEREBY ORDERED THAT Apple Inc.'s Renewed Motion to Dismiss and Strike is GRANTED.

The Honorable Jennifer L. Hall

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